

COMMONWEALTH OF KENTUCKY
BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

AN INVESTIGATION OF DUKE ENERGY)
KENTUCKY, INC.'S ACCOUNTING SALE OF) CASE NO.
NATURAL GAS NOT USED IN ITS COMBUSTION) 2014-00078
TURBINES)

ORDER REGARDING REQUEST FOR CONFIDENTIAL TREATMENT

On May 9, 2014, Duke Energy Kentucky, Inc. ("Duke") moved pursuant to 807 KAR 5:001, Section 13, that certain materials filed with the Commission be afforded confidential treatment and not be placed in the public record subject to public inspection.

In support of its petition filed on May 9, 2014, Duke states that the information it is requesting to be held confidential is contained in its response to Commission Staff's First Request for Information ("Staff's First Request"), Item 5. The information is more particularly described as the identity of the purchaser of gas and other sensitive information contained in Duke's gas contracts. Duke states that this sensitive information, if disclosed, could result in a competitive disadvantage to Duke as set out in KRS 61.878(1)(c)(1).

Having carefully considered the Petition Requesting Confidential Treatment and the materials at issue, the Commission finds that the materials contained in Duke's response to Staff's First Request, Item 5, meet the criteria for confidential protection as set forth in KRS 61.878(1)(c)(1), and should not be placed in the public record for a

period of ten years from the date of this Order, or until further Orders of this Commission.

IT IS THEREFORE ORDERED that:

1. Duke's Petition for Confidential Protection is hereby granted.
2. The materials contained in Duke's response to Staff's First Request, Item 5, meet the criteria for confidential protection as set forth in KRS 61.878(1)(c)(1), and are hereby granted confidential protection. The materials granted confidential protection will not be placed in the public record or made available for public inspection for a period of ten years from the date of this Order, or upon further Orders of this Commission.
3. Use of the materials in question in any Commission proceeding shall be in compliance with 807 KAR 5:001, Section 13(9).
4. Duke shall inform the Commission if the materials granted confidential protection become publicly available or no longer qualify for confidential treatment.
5. If a non-party to this proceeding requests to inspect materials granted confidential treatment by this Order and the period during which the materials have been granted confidential treatment has not run, Duke shall have 20 days from receipt of written notice of the request to demonstrate that the materials still fall within the exclusions from disclosure requirements established in KRS 61.878. If Duke is unable to make such demonstration, the requested materials shall be made available for inspection. Otherwise, the Commission shall deny the request for inspection.

By the Commission

ENTERED
APR 29 2015
KENTUCKY PUBLIC
SERVICE COMMISSION

ATTEST:


Executive Director

*Rocco O D'Ascenzo
Duke Energy Kentucky, Inc.
139 East Fourth Street
P. O. Box 960
Cincinnati, OH 45201

*Duke Energy Kentucky, Inc.
139 East Fourth Street
Cincinnati, OH 45202

*Duke Energy Kentucky, Inc.
139 East Fourth Street
Cincinnati, OH 45202

*Angela M Goad
Assistant Attorney General
Office of the Attorney General Utility & Rate
1024 Capital Center Drive
Suite 200
Frankfort, KENTUCKY 40601-8204

*Jennifer Black Hans
Assistant Attorney General
Office of the Attorney General Utility & Rate
1024 Capital Center Drive
Suite 200
Frankfort, KENTUCKY 40601-8204

*Honorable Dennis G Howard II
Assistant Attorney General
Office of the Attorney General Utility & Rate
1024 Capital Center Drive
Suite 200
Frankfort, KENTUCKY 40601-8204

*Kristen Ryan
Senior Paralegal
Duke Energy Kentucky, Inc.
139 East Fourth Street
P. O. Box 960
Cincinnati, OH 45201